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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92050029
Party	Defendant Petsport USA
Correspondence Address	Richard E. Lyon, Jr. HOLLAND & KNIGHT LLP 633 West Fifth Street, 21st Floor Los Angeles, CA 90071-2040 UNITED STATES PTdocketing@hklaw.com
Submission	Other Motions/Papers
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Signature	/Richard E. Lyon, Jr./
Date	03/12/2009
Attachments	Petsport-Response to Notice of Failure to Pay Fee__Mar_12_2009_16_32_31_195.pdf (3 pages)(55400 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In Re: U.S. Trademark Registration No. 2,772,622

International Class: 028

for the mark: **JUNGLE BALLS**

David H. Schultz,

Petitioner,

v.

Petsport USA, Inc.,

Registrant.

Cancellation No. 92050029

**RESPONSE TO NOTICE OF FAILURE TO PAY REGISTRATION
AMENDMENT FEE UNDER TRADEMARK RULES 2.6 AND 2.173
STAYING OF CANCELLATION PROCEEDING**

On February 25, 2009, the parties filed Registrant's Proposed Amendment to its Registration No. 2,772,622, with Petitioner's consent, and Petitioner's Withdrawal of the Petition to Cancel With Prejudice, contingent upon entry of the Amendment. While the Amendment was indicated as being proper, the appropriate fee under Trademark Rules 2.6 and 2.173 had been inadvertently omitted and proceedings have been suspended.

The Commissioner is hereby authorized to charge \$100.00 to Deposit Account No. **502481** to cover the cost of the amendment to registration fee in connection with the above-identified matter.

With the payment of this fee, the suspension of the proceedings should be lifted and the Amendment entered. In the event that any additional fees are due, the Office is hereby authorized to charge Registrant's Deposit Account No. 502481. In the event that any other

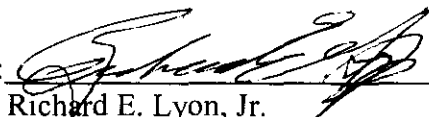
unaddressed issues remain, it is respectfully requested that the undersigned be contacted by telephone at (213) 896-2510 so that the matter might be expeditiously resolved.

Respectfully submitted,

Dated:

MAR. 12, 2009

By:



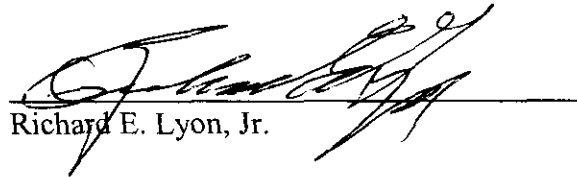
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Attorneys for Applicant

CERTIFICATE OF SERVICE

I Richard E. Lyon, Jr., an attorney, hereby certify that on this date I caused a true copy of the foregoing **RESPONSE TO NOTICE OF FAILURE TO PAY REGISTRATION AMENDMENT FEE UNDER TRADEMARK RULES 2.6 AND 2.173 STAYING OF CANCELLATION PROCEEDING** to be served by USPTO TTAB ESSTA e-filing and by PDF e-mail upon the following counsel of record at the below listed address:

James P. Hanrath
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Dated: March 12, 2009


Richard E. Lyon, Jr.

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